



METROPOLITAN
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COMMISSION

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Scott Haggerty, Chair
Alameda County

OPERATIONS COMMITTEE
FRIDAY, DECEMBER 10, 2010
MINUTES

Adrienne J. Tissier, Vice Chair
San Mateo County

Tom Azumbrado
U.S. Department of Housing
and Urban Development

Tom Bates
Cities of Alameda County

Dean J. Chu
Cities of Santa Clara County

Dave Cortese
Association of Bay Area Governments

Chris Daly
City and County of San Francisco

Bill Dodd
Napa County and Cities

Dorene M. Giacomini
U.S. Department of Transportation

Federal D. Glover
Contra Costa County

Anne W. Halsted
San Francisco Bay Conservation
and Development Commission

Steve Kinsey
Marin County and Cities

Sue Lempert
Cities of San Mateo County

Jake Mackenzie
Sonoma County and Cities

Jon Rubin
San Francisco Mayor's Appointee

Bijan Sartipi
State Business, Transportation
and Housing Agency

James P. Sperling
Solano County and Cities

Amy Rein Worth
Cities of Contra Costa County

Ken Yeager
Santa Clara County

Steve Heminger
Executive Director

Ann Flemer
Deputy Executive Director, Policy

Andrew B. Fremier
Deputy Executive Director, Operations

ATTENDANCE

Chair Worth convened the meeting at 9:33 a.m. Committee members present were: Azumbrado, Chu, Halsted, Lempert, Mackenzie, Rubin, Sperling and Yeager. Commissioners Haggerty and Tissier were present in their ex-officio voting capacity. Other Commissioners present were: Daly and Dodd.

CONSENT CALENDAR

Upon the motion of Commissioner Mackenzie and the second of Commissioner Halsted, the Committee approved the consent calendar unanimously.

- Minutes of October 8, 2010 Committee Meeting.
- Contract Change Order – 511 Traffic: SAIC (\$75,000)

Update on IntelliDriveSM HOT Lane Project

Ms. Janet Banner, MTC staff person, presented the Committee with an update on the UPP IntelliDriveSM HOT Lane project. She noted that on October 8, 2010, the Operations Committee approved staff's recommendation to negotiate and enter into a contract with Mixon/Hill, Inc. to implement Phase 2 of the IntelliDriveSM HOT Lane project. On October 13, 2010, MTC received a protest from Kapsch, the second-ranked proposer. The protest contained 14 separate allegations. The main allegation was that Mixon/Hill had an organizational conflict of interest for Phase 2, because Mixon/Hill had been the Phase 1 Contractor. After describing the various options, Ms. Banner reported that staff has determined that the best course of action is not to proceed with the project and to return the grant to US DOT.

Commissioner Azumbrado asked why staff pursued the project initially if it did not appear to have value to the agency. Janet Banner responded that the project was awarded as part of a grant from the Urban Partnership Program and USDOT, which strongly requested that a portion of the grant be dedicated to an IntelliDrive project. Melanie Crotty further stated that the initial MTC application for USDOT funding was intended to secure funding for replacing Doyle Drive and introducing congestion pricing on it. While the Doyle Drive project was ultimately not agreed upon, MTC did agree to deliver several ITS projects including this IntelliDrive project.

Commissioner Azumbrado asked whether we have any potential liability with the company that we recommended for the Phase 2 project work. Melanie Crotty replied that our procurement documents always state we are not responsible for costs related to procurement preparation and that to date we have not heard any concerns from the firm.

Commissioner Azumbrado asked what actions MTC staff are taking to revisit our strategy of using two-part procurements in the future. Melanie Crotty responded that this procurement approach is used from time to time by MTC and that we do not believe the procurement design was flawed. Nevertheless, we are working with outside legal counsel to look at potential improvements to the procurement design.

PUBLIC COMMENT/OTHER BUSINESS/ADJOURNMENT

Mr. Clarence Fisher expressed his concerns regarding a ClipperSM solution for fare payment for Regional Transit Connection patrons traveling with assistants. Mr. Eric Scott expressed his concerns regarding availability of Clipper card customer information and the challenges he faced. He stated that he cannot find an AC Transit brochure in English and added that all information regarding ClipperSM should be incorporated into one brochure.

There being not further business, Chair Worth adjourned the meeting at 9:50 a.m.